
Notice of Intent to Adopt a Rule

TITLE 50 STATE BOARD OF TAX COMMISSIONERS

LSA Document #01-402

Under IC 4-22-2-23, the State Board of Tax Commissioners intends to adopt a rule concerning the following:

OVERVIEW: The State Board of Tax Commissioners intends to amend 50 IAC 2.3 by making minor corrections and clarifications to Exhibit 1 of the 2002 Real Property Assessment Manual, the Real Property Assessment Guidelines for 2002—Version A, which was incorporated by reference in the rule. The contemplated amendments are not considered to be of major significance, but are necessary to minimize potential confusion and uncertainty regarding the application of portions of the guidelines. The State Board of Tax Commissioners invites written suggestions, facts, arguments, or views in these matters. Questions or comments may be directed to Brian Bucher, Assistant Director, Assessment Division, State Board of Tax Commissioners, at 233-6770. Statutory authority: IC 6-1.1-31-1; IC 6-1.1-4-26.

TITLE 105 INDIANA DEPARTMENT OF TRANSPORTATION

LSA Document #01-390

Under IC 4-22-2-23, the Indiana Department of Transportation intends to adopt a rule concerning the following:

OVERVIEW: Amends 105 IAC 5-10-1 concerning the criteria of a petition for the opening of a railroad crossing. It deletes the requirement that a petitioner that is granted waiver for flashing lights must bear the cost of installing lights at a different crossing. The rule will also amend 105 IAC 5-10-1 and 105 IAC 5-10-2 in order to make other technical changes. Comments on the proposed rule may be sent to the Indiana Department of Transportation, 100 North Senate Avenue, Room N730, Indianapolis, Indiana 46204 or by electronic mail to tgiller@indot.state.in.us. Statutory authority: IC 8-6-7.7-3.1; IC 8-23-2-6; P.L.81-1996, SECTION 13.

TITLE 130 INDIANA PORT COMMISSION

LSA Document #01-395

Under IC 4-22-2-23, the Indiana Port Commission intends to adopt a rule concerning the following:

OVERVIEW: The rules will replace the current port commission rules, 130 IAC 1, which will be repealed. The new rules will concern applicability and definitions, traffic control,

and port use. Questions or comments on the amendments may be addressed to William T. Niemier, General Counsel, at 150 West Market Street, Suite 100, Indianapolis, Indiana 46204 or by electronic mail to wniemier@indports.com. Statutory authority: IC 8-10-7; IC 8-10-1-9.

TITLE 345 INDIANA STATE BOARD OF ANIMAL HEALTH

LSA Document #01-377

Under IC 4-22-2-23, the Indiana State Board of Animal Health intends to adopt a rule concerning the following:

OVERVIEW: Amends 345 IAC 7-7, including requirements for disposing of dead animals and grease. Adds requirements for disposing of condemned and inedible byproducts from the slaughter of animals. Makes other changes in the law of dead animal disposal. Comments on the proposed rule may be sent to the Indiana State Board of Animal Health, Attention: Legal Affairs, 805 Beachway Drive, Suite 50, Indianapolis, Indiana 46224, or by electronic mail to ghaynes@boah.state.in.us. Statutory authority: IC 15-2.1-3-19.

TITLE 345 INDIANA STATE BOARD OF ANIMAL HEALTH

LSA Document #01-391

Under IC 4-22-2-23, the Indiana State Board of Animal Health intends to adopt a rule concerning the following:

OVERVIEW: Amends 345 IAC 1-4 concerning controlling and eradicating anthrax in animals. Makes other changes in laws governing animal disease control. Comments on the proposed rule may be sent to the Indiana State Board of Animal Health, Attention: Legal Affairs, 805 Beachway Drive, Suite 50, Indianapolis, Indiana 46224, or by electronic mail to ghaynes@boah.state.in.us. Statutory authority: IC 15-2.1-3-19.

TITLE 345 INDIANA STATE BOARD OF ANIMAL HEALTH

LSA Document #01-392

Under IC 4-22-2-23, the Indiana State Board of Animal Health intends to adopt a rule concerning the following:

OVERVIEW: The rule will amend requirements for the production, transportation, and processing of milk and milk

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products, including updating matters incorporated by reference. Adds a requirement that Grade A farm bulk milk tanks be equipped with automatic start-up equipment for cooling and agitation. Makes other substantive and technical changes in the law of milk and milk products inspection. Comments on the proposed rule may be sent to the Indiana State Board of Animal Health, Attention: Legal Affairs, 805 Beachway Drive, Suite 50, Indianapolis, Indiana 46224 or by electronic mail to ghaynes@boah.state.in.us. Statutory authority: IC 15-2.1-3-19; IC 15-2.1-24-6.

TITLE 405 OFFICE OF THE SECRETARY OF FAMILY AND SOCIAL SERVICES

LSA Document #01-393

Under IC 4-22-2-23, the Office of the Secretary of Family and Social Services intends to adopt a rule concerning the following:

OVERVIEW: Establishes eligibility requirements and premiums for the Medicaid program for working individuals with disabilities established by IC 12-15-41. Statutory authority: IC 12-8-6-5; IC 12-15-1-10; IC 12-15-21-2; IC 12-15-41-15.

TITLE 405 OFFICE OF THE SECRETARY OF FAMILY AND SOCIAL SERVICES

LSA Document #01-397

Under IC 4-22-2-23, the Office of the Secretary of Family and Social Services intends to adopt a rule concerning the following:

OVERVIEW: Adds provisions affecting providers and recipients of adult foster care under the Medicaid waiver program authorized by Public Law 100-2000. Statutory authority: IC 12-8-6-5; IC 12-15-1-10; IC 12-15-21-2.

TITLE 405 OFFICE OF THE SECRETARY OF FAMILY AND SOCIAL SERVICES

LSA Document #01-398

Under IC 4-22-2-23, the Office of the Secretary of Family and Social Services intends to adopt a rule concerning the following:

OVERVIEW: Adds provisions affecting providers and recipients of assisted living services under the Medicaid waiver

program authorized by Public Law 100-2000. Statutory authority: IC 12-8-6-5; IC 12-15-1-10; IC 12-15-21-2.

TITLE 410 INDIANA STATE DEPARTMENT OF HEALTH

LSA Document #01-394

Under IC 4-22-2-23, the Indiana State Department of Health intends to adopt a rule concerning the following:

OVERVIEW: Rules to govern the operation of swimming and wading pools. Written comments may be submitted to the Indiana State Department of Health, Attention: Office of Legal Affairs and Policy, 2 North Meridian Street, Indianapolis, Indiana 46204. Statutory authority: IC 16-19-3-4.

TITLE 760 DEPARTMENT OF INSURANCE

LSA Document #01-399

Under IC 4-22-2-23, the Department of Insurance intends to adopt a rule concerning the following:

OVERVIEW: To amend 760 IAC 1-5 and 760 IAC 1-14 regarding standards for premium rates for credit insurance products, compensation to be paid to agents, definitions and technical corrections. Written comments may be submitted to the Indiana Department of Insurance, Attention: Liz Carroll, 311 West Washington Street, Suite 300, Indianapolis, Indiana 46204 or email to lcarroll@doi.state.in.us. Statutory authority: IC 27-1-3-7; IC 27-8-4-12.

TITLE 762 INDIANA POLITICAL SUBDIVISION RISK MANAGEMENT COMMISSION

LSA Document #01-401

Under IC 4-22-2-23, the Indiana Political Subdivision Risk Management Commission intends to adopt a rule concerning the following:

OVERVIEW: To address member requirements and procedures, withdrawals by members, procedures for assessments, including payment and collection thereof, and to otherwise implement IC 27-1-29. Written comments may be submitted to Amy Strati, Indiana Department of Insurance, 311 West Washington Street, Suite 300, Indianapolis, Indiana 46204 or email to astrati@doi.state.in.us. Statutory authority: IC 27-1-29-16.

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TITLE 864 STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS

LSA Document #01-405

Under IC 4-22-2-23, the State Board of Registration for Professional Engineers intends to adopt a rule concerning the following:

OVERVIEW: To establish the types of topics that qualify as advanced calculus based mathematics, to change one of the minimum education requirements for engineering interns from a bachelor of science degree to baccalaureate degree, to specify that a senior in an engineering curriculum in a college or university in Indiana may take the last EI examination prior to graduation, and to revise the fees charged by the board. Questions or comments concerning the proposed rules may be directed to: Indiana Professional Licensing Agency, Attention: Staff Counsel, 302 West Washington Street, Room E034, Indianapolis, Indiana 46204-2700. Statutory authority: IC 25-31-1-7; IC 25-31-1-8.

TITLE 872 INDIANA BOARD OF ACCOUNTANCY

LSA Document #01-404

Under IC 4-22-2-23, the Indiana Board of Accountancy intends to adopt a rule concerning the following:

OVERVIEW: The Indiana Board of Accountancy intends to establish requirements for nonlicensee owners of a firm under IC 25-2.1-5-4 and to revise the fee schedule. Questions or comments concerning the proposed rules may be directed to: Indiana Professional Licensing Agency, Attention: Staff Counsel, 302 West Washington Street, Room E034, Indianapolis, Indiana 46204-2700. Statutory authority: IC 25-2.1-2-15.

TITLE 876 INDIANA REAL ESTATE COMMISSION

LSA Document #01-403

Under IC 4-22-2-23, the Indiana Real Estate Commission intends to adopt a rule concerning the following:

OVERVIEW: The Indiana Real Estate Commission intends to amend 876 IAC 3-6-2 to incorporate by reference the 2002 edition of the Uniform Standards of Professional Appraisal Practice (USPAP) and to amend 876 IAC 3-6-3 to update the revisions to USPAP based upon the changes in the 2002 edition. Questions or comments concerning the proposed rules may be directed to: Indiana Professional Licensing Agency, Attention: Staff Counsel, 302 West Washington Street, Room E034, Indianapolis, Indiana 46204-2700. Statutory authority: IC 25-34.1-3-8; IC 25-34.1-2-5-1; IC 25-34.1-2-5.